

PATENT
ATTORNEY DOCKET NO. 06132/075002

Certificate of Mailing: Date of Deposit: November 8, 2004

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Jennifer M. Schupp

Printed name of person mailing correspondence

Jennifer M Schupp
Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Juan Arroyo et al.

Art Unit: 1642

Serial No.: 10/715,868

Examiner: Not Yet Assigned

Filed: November 17, 2003

Customer No.: 21559

Title: West Nile Virus Vaccine

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REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In reply to the Notice to File Missing Parts of Application that was mailed in connection with the above-captioned application on August 10, 2004, a copy of which is enclosed, applicant, as a small entity, submits herewith the following:

A Combined Declaration and Power of Attorney in compliance with 37 C.F.R. § 1.63.

Payment of the surcharge of \$65.00 for late filing of the declaration.

A Sequence Listing and diskette.

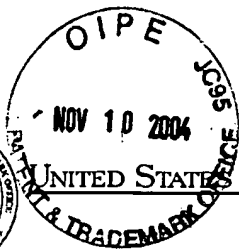
If there are any charges or any credits, please apply them to Deposit Account No.
03-2095.

Respectfully submitted,

Date: November 8, 2004

Susan M. Michaud
Susan M. Michaud, Ph.D.
Reg. No. 42,885

Clark & Elbing LLP
101 Federal Street
Boston, MA 02110
Telephone: 617-428-0200
Facsimile: 617-428-7045

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JH

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/715,868	11/17/2003	Juan Arroyo	06132/075002

21559
 CLARK & ELBING LLP
 101 FEDERAL STREET
 BOSTON, MA 02110

CONFIRMATION NO. 5599

FORMALITIES LETTER



OC000000013490615

Date Mailed: 08/10/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

11/12/2004 FFANAIA2 00000018 10715868

FILED UNDER 37 CFR 1.53(b)

02 FC:2051

65.00 OP

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600

- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

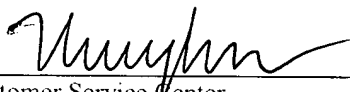
SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

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*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE